

90<sup>th</sup> Legislative Session – 2015

Committee: House Judiciary

Friday, February 06, 2015

P - Present  
E - Excused  
A - Absent

Roll Call

P Hunt  
P Johns  
P DiSanto  
P Haugaard  
P Langer  
P Latterell  
P Peterson (Kent)  
P Russell  
P Westra  
P Gibson  
P Killer  
P Stevens, Vice-Chair  
P Mickelson, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Mark Mickelson, Chair.

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 4, 2015.

Moved by: Gibson  
Second by: Westra  
Action: Prevailed by voice vote.

HB 1103: revise certain provisions relating to comparative negligence.

Presented by: Representative Mike Stevens (Handouts: #1)  
Proponents: Senator Arthur Rusch  
Steve Beardsley, Self  
John Dorsey, Self

Opponents: Roger Tellinghuisen, SD Trial Lawyers Association (Handouts: #2)  
Representative Brian Gosch  
Dick Tieszen, State Farm Insurance  
Dick Tieszen, Associated School Boards of South Dakota  
Mike Shaw, Property Casualty Insurers Association of America  
Jason Glodt, De Smet Farm Mutual Insurance Company Of SD  
David Owen, South Dakota Chamber Of Commerce & Industry  
Justin Smith, Sioux Falls Area Chamber Of Commerce  
Drew Duncan, South Dakota Insurance Alliance

MOTION: DO PASS HB 1103

Moved by: Langer  
Second by: Gibson  
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER HB 1103 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Russell  
Second by: Westra  
Action: Failed by roll call vote. (2-11-0-0)

Voting Yes: Russell, Westra

Voting No: Hunt, Johns, DiSanto, Haugaard, Langer, Latterell, Peterson (Kent), Gibson, Killer, Stevens, Mickelson

THE MOTION TO DO PASS HB 1103

Moved by: Langer  
Second by: Gibson  
Action: PREVAILED BY ROLL CALL VOTE. (10-3-0-0)

Voting Yes: Hunt, Johns, DiSanto, Haugaard, Langer, Peterson (Kent), Gibson, Killer, Stevens, Mickelson

Voting No: Latterell, Russell, Westra

HB 1173: deter certain frivolous appeals of land zoning decisions.

Presented by: Representative Lee Qualm  
Proponents: Stacy Revels, SD Department of Agriculture

Opponents: Sabrina King, Dakota Rural Action (Handouts: #3)  
Helene Wedel, Self  
Kathy Tyler, Self  
Debra Barta, Self

THE CHAIR DEFERRED HB 1173 UNTIL MONDAY, FEBRUARY 9, 2015

THE CHAIR DEFERRED HB 1142 UNTIL MONDAY, FEBRUARY 9, 2015

MOTION: ADJOURN

Moved by: Langer  
Second by: Westra  
Action: Prevailed by voice vote.

Liz Markley  
Committee Secretary

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G. Mark Mickelson, Chair